

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

Civil Action No.
03 MDL 1570 (GBD) (SN)

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This document relates to: All Cases

STIPULATION AND ORDER
DIRECTING PAYMENT OF FEES AND COSTS AS
PAYMENT OF SANCTIONS IMPOSED IN
ORDER DATED JULY 6, 2018 (ECF NO. 4043)

IT IS HEREBY STIPULATED AND AGREED by the Plaintiffs' Executive Committees ("PECs") and defendants Dr. Abdullah Naseef, Dr. Abdullah Al-Turki, Dr. Abdullah Al-Obaid, Adnan Basha, and Soliman Al-Buthe ("the Charity Officials"), by and through the undersigned counsel and subject to the approval of the Court, as follows:

1. In an order dated July 6, 2018 (ECF No. 4043), for the reasons stated therein, the Court granted the plaintiffs' requests to impose sanctions on the Charity Officials and ordered the Charity Officials to pay reasonable attorneys' fees and costs, ordered the parties to meet and confer to agree on the reasonable value of fees and costs, and ordered the parties to file a joint status letter indicating whether the parties reached agreement. *Id.*, *see also* ECF Nos. 4129, 4203 (extending the deadline for submitting the letter).

2. On November 9, 2018, the parties provided the Court with a status letter indicating that the parties had met and conferred in good faith, and that in the process of conferring the parties identified areas of disagreement – *e.g.*, the time period and tasks that the Court consider and what rates should apply.

3. In recognition of the range of other issues already necessitating the Court's attention in the multidistrict litigation, rather than requiring the Court's attention to resolve their differences,

the parties have agreed to propose that the Court impose a flat rate sanction of \$25,000.00 jointly and severally on the five Charity Defendants.

4. The Plaintiffs agreed to accept the \$25,000.00 value as a reasonable satisfaction of the financial sanctions imposed in the Court's order entered on July 6, 2018.

5. The Charity Officials agree to pay \$25,000.00, jointly and severally, as a reasonable satisfaction of the financial sanctions imposed in the Court's order entered on July 6, 2018.

Dated: November 9, 2018

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WHEREAS the Court previously entered an order directing the Charity Officials to pay reasonable attorneys' fees and costs (ECF No. 4043);

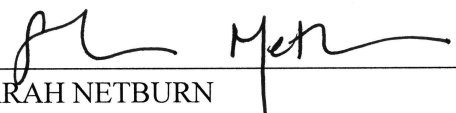
WHEREAS the Court finds that the parties have met and conferred in good faith to determine a fair value of the costs and fees to be paid in satisfaction of the Court's order awarding sanctions (ECF No. 4043);

WHEREAS the Charity Officials have agreed to pay, jointly and severally, \$25,000.00, and the plaintiffs have agreed to accept as satisfaction of the financial sanctions awarded in this Court's sanctions order (ECF No. 4043); and

WHEREAS the Court is satisfied that the flat rate value of \$25,000.00 that the parties have agreed upon is a fair value to satisfy the sanctions award and forgo further Court intervention to resolve the parties' disputes concerning the sanctions award;

The Charity Defendants are **ORDERED** to pay the agreed upon flat rate value of \$25,000.00, jointly and severally, in satisfaction of the financial sanction imposed in the Court's July 6, 2018 sanctions order (ECF No. 4043).

SO ORDERED.



SARAH NETBURN
United States Magistrate Judge

November 12, 2018
New York, New York